

STIP

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UNITED STATES DISTRICT COURT

IN AND FOR THE DISTRICT OF NEVADA

UNITED STATES OF AMERICA,

Plaintiff,

vs.

DARYLL REESE,

Defendant.

Case No.: 2:13-cr-00083-JCM-CWH

STIPULATION TO CONTINUE
SENTENCING

(FIRST REQUEST)

Certification: This stipulation is filed pursuant to General Order 2007-04.

IT IS HEREBY STIPULATED AND AGREED, by and between the defendant, DARYLL REESE through his attorney of record GABRIEL L. GRASSO, ESQ., and the United States of America, through LISA CARTIER-GIROUX, Assistant United States Attorney, that the sentencing hearing currently scheduled for November 3, 2016, at 10:30 a.m., be vacated and continued to a date and time convenient to this court, but no event earlier than ninety (90) days.

This Stipulation is entered into pursuant to General Order 2007-04 and based upon the following:

1. REESE is currently set for sentencing on Thursday, November 3, 2016.
2. The defense needs additional time to prepare a sentencing memorandum.

1 3. The parties agree to this continuance.

2 4. REESE is out of custody and does not object to this continuance.

3 5. Denial of this request for continuance would deny the defendant sufficient
4 time to be able to assist in his sentencing, taking into account the exercise
5 of due diligence.

6 6. This is the first request for a continuance of the sentencing date in this case.

7 DATED this 21st day of October, 2016.

8
9 RESPECTFULLY SUBMITTED BY:

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11 /s/ Lisa Cartier-Giroux
12 Lisa Cartier-Giroux
13 Assistant United States Attorney

14 /s/ Gabriel L. Grasso
15 Gabriel L. Grasso
16 Attorney for Defendant

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Based upon the submitted Stipulation, and good cause appearing therefore, the Court finds that:

1. The defense requires a continuance in order to prepare for sentencing.
2. The defense requires a continuance of the sentencing date in order to complete the Sentencing Memorandum in this case.
3. This stipulation complies with General Order 2007-04.

CONCLUSIONS OF LAW

1. Denial of this request for continuance would deny REESE the opportunity to fully prepare for sentencing in this case.

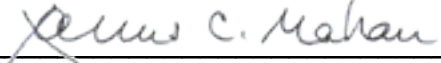
1 2. Additionally, denial of this request for continuance would result in a
2 miscarriage of justice.

3 3. For all of the above stated reasons, the ends of justice would best be served
4 by a continuance of the sentencing hearing date.

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6 **ORDER**

7 **IT IS THEREFORE ORDERED** that the sentencing hearing currently
8 scheduled for November 3, 2016, at 10:30 a.m., be vacated and continued to **Monday,**
9 **February 6, 2017 at 10:00 a.m.**

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11 IT IS SO ORDERED:

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14 UNITED STATES DISTRICT JUDGE

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16 DATED: October 24, 2016
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